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Daily Digest

HIGHLIGHTS

Senate passed Department of the Interior Appropriations, 1992.

Senate

Chamber Action

Routine Proceedings, pages S13247-S13363

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1725-1729, and S.J. Res. 199.

Page S13327

Measures Reported: Reports were made as follows:

H.R. 972, to make permanent the legislative rein-statement, following the decision of Duro against Reina (58 U.S.L.W. 4643, May 29, 1990), of the power of Indian tribes to exercise criminal jurisdiction over Indians, with an amendment in the nature of a substitute. (S. Rept. No. 102-153)

Page S13327

Measures Passed:

Department of Interior Appropriations, 1992: By 93 yeas to 3 nays (Vote No. 200), Senate passed H.R. 2686, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1992, after agreeing to excepted committee amendments, and taking action on amendments proposed thereto, as follows:

Pages S13252-94, S13308-25

Adopted:

(1) Byrd (for Burdick) Amendment No. 1173, to alter the criteria for modifications to the Great Plains Project Trust Agreement.

Pages S13252-55

(2) Seymour/Cranston Modified Amendment No. 1127, to permit funding for acquisition by condemnation at Santa Monica Mountains National Recreation Area.

Pages S13263-64

(3) By 68 yeas to 28 nays (Vote No. 197), Helms Amendment No. 1175 (to committee amendment on page 100, line 14), to prohibit the use of funds from the National Endowment for the Arts to promote, produce, disseminate, or distribute obscene materials.

Pages S13267-73, S13276

(4) Dixon/Simon Amendment No. 1176, to prohibit clearcutting and even-aged management in the Shawnee National Forest in Illinois.

Pages S13274-76

(5) Byrd (for Mitchell) Amendment No. 1178, to increase funding for construction and acquisition of buildings in the conservation, management, investigation, protection, and utilization of sport fishery and wildlife resources.

Pages S13322-23

(6) Byrd (for Simpson/Murkowski) Amendment No. 1179, relating to the reobligation of funds for clean coal technology.

Pages S13322-23

(7) Byrd/Nickles Amendment No. 1180, of a technical nature.

Pages S13322-23

(8) Byrd (for Craig) Amendment No. 1181, to increase funding for the U.S. Fish and Wildlife Service and the Bureau of Mines.

Pages S13322-23

(9) Byrd Amendment No. 1182, to prohibit the use of certain funds in P.L. 102-194, Energy and Water Development Appropriations, 1992, relating to implementing the proposed rule for the Army Corps of Engineers amending certain regulations.

Pages S13322-23

Rejected:

(1) By 27 yeas to 67 nays (Vote No. 196), Kassebaum Amendment No. 1174 (to committee amendment on page 100, line 14), to reduce funding for grants and administration of the National Endowment for the Arts.

Pages S13258-63

Withdrawn:

(1) Sanford Amendment No. 1165 (to committee amendment beginning on page 23, line 5), to provide for a settlement of a specific agreement between the Federal Government, the Tennessee Valley Authority, and Swain County, North Carolina.

Pages S13256-58, S13264-65, S13293-94, S13308-09

(2) Helms Modified Amendment No. 1177 (to committee amendment on page 100), to provide for a more equitable distribution of National Endowment for the Arts funding among the individual states.

Pages S13277-92, S13309

During consideration of this bill today, the Senate took the following action:

By 55 yeas to 41 nays (Vote No. 199), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Sanford Amendment No. 1165, listed above.

Pages S13308-09

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Byrd, Johnston, Leahy, DeConcini, Burdick, Bumpers, Hollings, Reid, Nickles, Stevens, Garn, Cochran, Rudman, Domenici, Gorton, and Hatfield.

Page S13324

Maine Indian Claims: Senate passed S. 374, to settle all claims of the Aroostook Band of Micmacs resulting from the Band's omission from the Maine Indian Claims Settlement Act of 1980.

Pages S13360-62

Measure Rejected:

Suspending Provisions of Graham/Rudman/Hollings: By 8 yeas to 88 nays (Vote No. 198), Senate failed to pass S.J. Res. 186, suspending certain provisions of law pursuant to section 258(a)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Pages S13294-S13308

Unemployment Compensation—Agreement: A unanimous-consent agreement was reached providing for consideration of S. 1722, to provide emergency unemployment compensation, and an amendment to be proposed thereto, on Friday, September 20, and Tuesday, September 24, 1991.

Page S13325

Department of Defense Appropriations, 1992—Agreement: A unanimous-consent agreement was reached providing for consideration of H.R. 2521, making appropriations for the Department of Defense for the fiscal year ending September 30, 1992, on Monday, September 23, 1991, at 2:30 p.m.

Page S13325

Nominations Confirmed: Senate confirmed the following nominations:

Cari M. Dominguez, of Maryland, to be an Assistant Secretary of Labor.

Nancy Risque Rohrbach, of Virginia, to be an Assistant Secretary of Labor.

Pages S13327, S13366

Nominations Received: Senate received the following nominations:

Kathleen Day Koch, of Virginia, to be Special Counsel, Office of Special Counsel, for the term of five years.

William Carl, of Texas, to be a Member of the Board of the Panama Canal Commission.

William Stewart Johnson, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 1996.

Routine lists in the Air Force and Marine Corps.
Pages S13363-66

Communications: Page S13327

Executive Reports of Committees: Page S13327

Statements on Introduced Bills: Pages S13327-36

Additional Cosponsors: Pages S13336-37

Amendments Submitted: Pages S13337-38

Notices of Hearings: Page S13338

Authority for Committees: Page S13338

Additional Statements: Pages S13339-60

Record Votes: Five record votes were taken today. (Total—200).

Pages S13263, S13276, S13308, S13323

Recess: Senate convened at 9 a.m., and recessed at 10:55 p.m., until 10 a.m., on Friday, September 20, 1991. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S13363.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense approved for full committee consideration, with amendments, H.R. 2521, making appropriations for fiscal year 1992 for the Department of Defense.

SOVIET MILITARY CONVERSION

Committee on Armed Services: Committee concluded hearings to examine Soviet military conversion, after receiving testimony from Arthur J. Alexander, Japan Economic Institute of America, Washington, D.C.; Steven Rosefielde, University of North Carolina, Chapel Hill; William J. Perry, Center for International Security and Arms Control, Menlo Park, California; Allen E. Paulson, Gulfstream Aerospace Corp., Savannah, Georgia; and Marilyn Pitchford, Battery March Financial Management, Boston, Massachusetts.

BANK OF NEW ENGLAND FAILURE

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the General Accounting Office report identifying the causes of the failure of the Bank of New England and the effectiveness of the Office of the Comptroller of the Currency in supervising the bank's safety and soundness, after receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Richard Fogel, Assistant Comptroller General, and Mark Gillen, Assistant Director, all of the General Accounting Office.

BALANCED FEDERAL BUDGET

Committee on the Budget: Committee held hearings to examine Federal budget accounting practices, and S. 101, to mandate a balanced budget, to provide for the reduction of the national debt, to protect retirement funds, and to require honest budgetary accounting, receiving testimony from Richard G. Darman, Director, Office of Management and Budget; Charles A. Bowsher, Comptroller General of the United States, General Accounting Office; Nebraska State Accounting Administrator Robert D. Luth, Lincoln, on behalf of the National Association of State Auditors, Comptrollers and Treasurers; and Bert T. Edwards, Arthur Andersen & Co., Washington, D.C.

Hearings were recessed subject to call.

PRODUCT/AVIATION LIABILITY

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 640, to regulate interstate commerce by providing for a uniform product liability law, and S. 645, to establish Federal standards of liability for harm arising out of general aviation accidents, after receiving testimony from Senator Kassebaum; Representative Glickman; Donald G. Bigler, Teledyne Continental Motors, Mobile, Alabama; Robert Creamer, Public Action, Chicago, Illinois; Michael Rustad, Suffolk University Law School, Boston, Massachusetts; Kathryn Kelly, Catholic University, Peter W. Huber, Manhattan Institute, both of Washington, D.C.; Marc Galanter, University of Wisconsin Law School, Madison; Kendall Few, Few & Few, Greenville, South Carolina; James A. Henderson, Cornell University Law School, Ithaca, New York.

FREIGHT MOTOR CARRIER INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held hearings to examine the economic regulation of the freight motor carrier industry by the Interstate Commerce Commission and related issues, and proposals relating to the negotiated rates undercharge issue, includ-

ing S. 1675, receiving testimony from Edward J. Philbin, Chairman, and J.J. Simmons, III, Commissioner, both of the Interstate Commerce Commission; Lana R. Batts, American Trucking Association, and James C. Harkins, Regular Common Carriers Conference, both of Alexandria, Virginia; Charles Mack, Joint Council 7, San Francisco, California, representing the International Brotherhood of Teamsters; James E. Curtis, U.S. Borax and Chemical Corporation, representing the National Industrial Transportation League, and Chris Ashworth, Garfield Kepper Ashworth & Epstein, representing the Creditors' Alliance to Preserve Freight Undercharge Assets, both of Los Angeles, California; Stan Sender, Morgan, Lewis and Bockius, representing the Coalition for an Undercharge Relief Bill, and Mark J. Andrews, Barnes & Thornburg, representing the Transportation Lawyers Association, both of Washington, D.C.; Gordon Kinch, James River Corporation, Richmond, Virginia, representing the Americans for Safety and Competitive Trucking; Donald J. Sooy, Intermodal Consolidating Services, Somerville, New Jersey, representing the Transportation Brokers Conference of America; and Thomas C. Nyhan, Central States Southeast and Southwest Areas Health and Welfare and Pension Funds, Rosemont, Illinois.

Hearings were recessed subject to call.

RONGELAP ATOLL RESETTLEMENT

Committee on Energy and Natural Resources: Committee concluded oversight hearings to examine the Department of Energy's role in assisting the resettlement of Rongelap Atoll in the Marshall Islands, as a result of fallout contamination from nuclear test "Bravo" conducted at Bikini Atoll in 1954, after receiving testimony from Paul L. Ziemer, Assistant Secretary for Environment, Safety and Health, and Harry J. Pettengill, Deputy Assistant Secretary for Health, both of the Department of Energy; Republic of the Marshall Islands Senator Jeton Anjain, Peter N. Oliver, Under Secretary for Compact Implementation, Republic of the Marshall Islands' Ministry of Foreign Affairs, and Steven L. Simon, Republic of the Marshall Islands' Nationwide Radiological Study, all of Majuro; Arjun Makhijani, Institute for Energy and Environmental Research, Takoma Park, Maryland; and Henry Kohn, Rongelap Reassessment Project, Berkeley, California.

WESTERN WATER POLICY

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 1228, to provide for a comprehensive review by the Secretary of the Interior of western water resource problems and programs administered by the Geological Survey, the Bureau of Reclamation, and other operations of the Department of the Interior,

after receiving testimony from Dennis B. Underwood, Commissioner, Bureau of Reclamation, Department of the Interior; Richard Bechtel, on behalf of the Western Governors' Association and the Western States Water Council; David C. Campbell, National Wildlife Federation; Karin Sheldon, Wilderness Society; and Thomas J. Cassidy, Jr., American Rivers, Inc., all of Washington, D.C.; David C. Yaack, Chester County Water Resources Authority, West Chester, Pennsylvania; and Stephen Light, South Florida Water Management District, West Palm Beach, both on behalf of the Interstate Council on Water Policy; Susan Williams, Gover, Stetson & Williams, Albuquerque, New Mexico; David J. Allee, Cornell University, Ithaca, New York; and Elwood Patawa, Columbia River Intertribal Fish Commission, Portland, Oregon, on behalf of the Confederated Tribes of the Umatilla Reservation.

SOVIET DEMOCRATIC REVOLUTION

Committee on Foreign Relations: Committee held hearings to examine prospects for, and the West's response to, the Soviet Union's democratic revolution, receiving testimony from Jack F. Matlock, Jr., former U.S. Ambassador to the Soviet Union.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee resumed hearings on the nomination of Clarence Thomas, of Georgia, to be an Associate Justice of the United States Supreme Court, receiving testimony from Representatives Conyers, Stokes, Washington, Major Owens, and John Lewis, all on behalf of the Congressional Black Caucus; Pamela Talkin, Member, Federal Labor Relations Authority; Willie King, Director, Financial Management Division, Equal Employment Opportunity Commission; Vermont Governor Madeline Kunin, Montpelier; Colorado Attorney General Gale Norton, Denver; James Clyburn, South Carolina Human Affairs Commission, Columbia; Larry D. Thompson, King & Spalding, Atlanta, Georgia; Sarah Weddington, Austin, Texas; Alphonso Jackson, Dallas Housing Authority, Dallas, Texas; Rev. Buster Soires, First Baptist Church, Somerset, New Jersey; Talbert Shaw, Shaw University, Raleigh, North Carolina; Julius Becton, Jr., Prairie View A&M University, Prairie View, Texas; Jimmy Jenkins, Elizabeth City State University, Elizabeth City, North Carolina; Yvonne Thomas, Selma, Alabama, on behalf of the Zeta Phi Beta Sorority; Sharon McPhail, Detroit, Michigan, on behalf of the National Bar Association; Rev. Bernard Taylor, Black Expo Chicago, Chicago, Illinois; Daniel Schulner, National Council of Senior Citizens, Silver Spring, Maryland; David Zwiebel, Agudath Israel of America, New York, New York; and William Hou,

National Asian Pacific American Bar Association, Edward Hayes, Jr., Council of 100, Adjoa Aiyetoro, National Conference of Black Lawyers, Leslie J. Seymore, National Black Police Association, Naida Axford, National Employment Lawyers Association, John W. Kern III, Judiciary Leadership Development Council, Robert L. Woodson, National Center for Neighborhood Enterprise, Kate Michelman, National Abortion Rights Action League, Faye Wattleton, Planned Parenthood Federation of America, Barbara Bracher, Wilmer Cutler & Pickering, Sadako S. Holmes, National Black Nurses' Association, Inc., Lane Kirkland, AFL-CIO, John Buchanan, People for the American Way, Julius Chambers, NAACP Legal Defense and Educational Fund, Inc., Joseph L. Rauh, Jr., Leadership Conference on Civil Rights, Antonia Hernandez, on behalf of the Mexican American Legal Defense and Education Fund and the Alliance for Justice, and William Lucy, Coalition of Black Trade Unionists, all of Washington, D.C.

Hearings continue tomorrow.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

H.R. 972, to make permanent the legislative reinstatement of the power of tribal courts to exercise criminal misdemeanor jurisdiction over nonmember Indians, with an amendment; and

S. 1717, to authorize funds through fiscal year 1996 for the Native Americans Programs Act of 1974, with an amendment in the nature of a substitute.

NAVAJO-HOPI HOUSING

Select Committee on Indian Affairs: Committee concluded hearings on S. 1720, to authorize funds through fiscal year 1995 for the Navajo-Hopi Relocation Housing Program (P.L. 93-531), after receiving testimony from Carl Kunasek, Navajo and Hopi Indian Relocation Commission, Flagstaff, Arizona.

NOMINATION

Select Committee on Intelligence: Committee resumed hearings on the nomination of Robert M. Gates, of Virginia, to be Director of Central Intelligence, receiving testimony from Alan Fiers, former Chief, Central America Task Force, Central Intelligence Agency Directorate of Operations; John McMahon, former Deputy Director of Central Intelligence; and Thomas Polgar, former Investigator of the Iran/Contra Committee, Intelligence/Foreign Policy Analyst, Retired Central Intelligence Agency Senior Operations Officer.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 3365–3369; and 4 resolutions, H.J. Res. 329–331, and H. Res. 223 were introduced.

Page H6690

Reports Filed: Reports were filed as follows:

H.R. 3039, to reauthorize the Defense Production Act of 1950 (H. Rept. 102–208 Part I, filed on September 18); and

H.R. 2722, to revise and extend the programs under the Abandoned Infants Assistance Act of 1988, amended (H. Rept. 102–209 Part I).

Page H6690

Committee Election: House agreed to H. Res. 223, electing Representative Johnson to the Committee on Science, Space, and Technology.

Page H6677

Legislative Program: The Majority Whip announced the legislative program for the week of September 23.

Pages H6677–78

Senate Messages: Messages received from the Senate today appear on pages H6677.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 10:43 a.m.

Committee Meetings

DISEASE CONTROL GUIDELINES—HIV-INFECTED HEALTH CARE WORKERS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on Centers for Disease Control Guidelines for HIV-infected health care workers. Testimony was heard from Dr. William L. Roper, Director, Centers for Disease Control, Department of Health and Human Services; Dr. David Rogers, Vice-Chairman, National Commission on AIDS; Dr. C. Everett, former Surgeon General, Department of Health and Human Services; and public witnesses.

HISPANIC HEALTH CARE

Select Committee on Aging: Held a hearing on "Hispanic Health Care: Today's Shame, Tomorrow's Crisis". Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Antonia C. Novello, Surgeon General; and Dr. Robert G. Harmon, Administrator, Health Resources and Services Administration; Eleanor Chelimsky, Assistant Comptroller General, Program Evaluation and Methodology Division, GAO; and public witnesses.

COMMITTEE MEETINGS FOR FRIDAY, SEPTEMBER 20, 1991

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Agriculture, Nutrition, and Forestry, to resume hearings to examine the health impact of certain pesticides manufactured in the United States and exported to Third World countries, 9 a.m., SD-138.

Committee on Appropriations, business meeting, to mark up H.R. 2521, making appropriations for fiscal year 1992 for the Department of Defense, 10 a.m., S-128, Capitol.

Committee on the Judiciary, to continue hearings on the nomination of Clarence Thomas, of Georgia, to be an Associate Justice of the United States Supreme Court, 9 a.m., SR-325.

Select Committee on Intelligence, to continue hearings on the nomination of Robert M. Gates, of Virginia, to be Director of Central Intelligence, 9:30 a.m., SH-216.

POW/MIA Affairs, business meeting, to consider pending committee business, 1 p.m., S-116, Capitol.

House

Committee on Small Business, Subcommittee on Regulation, Business Opportunities, and Energy, hearing on Unfair Competition, Consumer Protection Problems Posed by Bogus Abortion Clinics, 10 a.m., 2359 Rayburn.

Joint Meetings

Joint Economic Committee, to hold hearings to examine foreign direct investment activities in the United States, 10 a.m., SD-538.

Next Meeting of the SENATE

10 a.m., Friday, September 20

Next Meeting of the HOUSE OF REPRESENTATIVES

12 noon, Monday, September 23

Senate Chamber

Program for Friday: After the recognition of four Senators for speeches and the transaction of any morning business (not to extend beyond 11:15 a.m.) Senate will consider S. 1722, Emergency Unemployment Compensation.

House Chamber

Program for Monday: Consideration of the following Suspension: H.R. 2607, Rail Safety Enforcement and Review Act (Recorded votes, if ordered, on the Suspension will be postponed until Tuesday, September 24).

Extensions of Remarks, as inserted in this issue

HOUSE

Ackerman, Gary L., N.Y., E3097
AnColn, Les, Oreg., E3098
Campbell, Tom, Calif., E3097
Chandler, Rod, Wash., E3094
Coleman, Ronald D., Tex., E3099

Dingell, John D., Mich., E3098
Gingrich, Newt, Ga., E3095
Hamilton, Lee H., Ind., E3095
Hertel, Dennis M., Mich., E3094, E3096
Horton, Frank, N.Y., E3098
Kildee, Dale E., Mich., E3098
Manten, Thomas J., N.Y., E3099

Markey, Edward J., Mass., E3096
Michel, Robert H., Ill., E3099
Miller, John, Wash., E3094
Pallone, Frank, Jr., N.J., E3099
Pursell, Carl D., Mich., E3097
Roberts, Pat, Kans., E3096
Skelton, Ike, Mo., E3093



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